

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

CK 08

0889

WHA

UNITED STATES OF AMERICA,

V.

**FILED**

DEC 9 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

OWEN DUNN

DEFENDANT(S).

## INDICTMENT

21 U.S.C. § 841(a)(1) & (b)(1)(B)(iii) - Distribution & Possession with  
Intent to Distribute 5 Grams or More of Cocaine Base in the Form of  
Crack Cocaine

21 U.S.C. § 860(a) - Distribution & Possession with Intent to  
Distribute Cocaine Base in the Form of Crack Within 1,000 Feet of a  
Public School, Playground, and Public Housing Facility

+

A true bill.

*[Signature]*

Foreman

Filed in open court this 9<sup>th</sup> day of

*[Signature]*

BETTY P. LEE

Clerk EDWARD M. CHEN

UNITED STATES MAGISTRATE JUDGE

Bail, \$ \_\_\_\_\_

*No bail warrant*

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING**OFFENSE CHARGED**

See Attached.

☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony

PENALTY:

See Attached.

**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

Jon Dubin - Federal Bureau of Investigation

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW  
DOCKET NO.MAGISTRATE  
CASE NO.Name and Office of Person  
Furnishing Information on  
THIS FORM

Joseph P. Russoniello

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y  
(if assigned)

William Frentzen

Name of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA**FILED**

DEFENDANT - U.S.

OWEN DUNN

DEC 9 2008

DISTRICT COURT NUMBER  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**CR 08****0889****WHA****DEFENDANT****IS NOT IN CUSTODY**1) ☒ Has not been arrested, pending outcome this proceeding.  
If not detained give date any prior summons was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other charges☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer  
been filed?☐ Yes  
☐ NoIf "Yes"  
give date  
filedDATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

Month/Day/Year

DATE TRANSFERRED  
TO U.S. CUSTODY☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS\*☒ WARRANT

Bail Amount: no bail

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

\*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

**PENALTY SHEET ATTACHMENT  
OWEN DUNN**

COUNT ONE:

21 U.S.C. § 841(a)(1) & (b)(1)(B)(iii) - Distribution & Possession with Intent to Distribute 5 Grams or More of Cocaine Base in the Form of Crack Cocaine

21 U.S.C. § 860(a) - Distribution & Possession with Intent to Distribute Cocaine Base in the Form of Crack Within 1,000 Feet of a Public School, Playground, and Public Housing Facility

Count One: Not less than 5 years and not more than 80 years imprisonment; not more than a \$4,000,000 fine; at least 8 years supervised release; and a \$100 special assessment.

JOSEPH P. RUSSONIELLO (CSBN 44332)  
United States Attorney

**FILED**

DEC 9 2008

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CL 08

0899

UNITED STATES OF AMERICA,

Plaintiff,

v.

OWEN DUNN,

Defendant.

No.

VIOLATIONS: 21 U.S.C. § 841(a)(1) &  
(b)(1)(B)(iii) – Distribution and Possession  
with Intent to Distribute 5 Grams or More of  
Cocaine Base in the Form of Crack Cocaine;  
21 U.S.C. § 860(a) – Distribution and  
Possession with Intent to Distribute Cocaine  
Base in the Form of Crack Within 1,000  
Feet of a Public School, Playground, and  
Public Housing Facility.

WHA

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE

On or about March 21, 2008, in the Northern District of California, the defendant,  
OWEN DUNN,  
did knowingly and intentionally distribute and possess with intent to distribute a Schedule II  
controlled substance, to wit, 5 grams or more of crack cocaine, a mixture and substance which  
contained cocaine base, within 1,000 feet of a housing facility owned by a public housing

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1 authority in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B)(iii) and  
2 860(a).

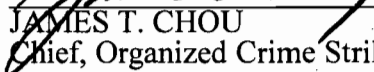
3 DATED:

A TRUE BILL.

4  
5 12/9/08

  
6 FOREPERSON

7 JOSEPH P. RUSSONIELLO  
8 United States Attorney

9  
10   
11 JAMES T. CHOU  
12 Chief, Organized Crime Strike Force

13  
14 (Approved as to form: )  
15 AUSA William Frentzen